

One Hundred Ninth Congress
of the
United States of America

AT THE FIRST SESSION

*Begun and held at the City of Washington on Tuesday,
the fourth day of January, two thousand and five*

An Act

To amend Public Law 89–366 to allow for an adjustment in the number of free
roaming horses permitted in Cape Lookout National Seashore.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

**SECTION 1. ADJUSTMENT IN NUMBER OF FREE ROAMING HORSES
PERMITTED IN CAPE LOOKOUT NATIONAL SEASHORE,
NORTH CAROLINA.**

(a) IN GENERAL.—The first subsection (b) of section 5 of Public
Law 89–366 (16 U.S.C. 459g–4) is amended—

(1) in paragraph (1), by striking “100 free roaming horses”
and inserting “not less than 110 free roaming horses, with
a target population of between 120 and 130 free roaming
horses,”;

(2) in paragraph (3), by striking subparagraph (B) and
inserting the following new subparagraph:

“(B) unless removal is carried out as part of a plan to
maintain the viability of the herd; or”; and

(3) in paragraph (5), by striking “100” and inserting “110”.

(b) REPEAL OF DUPLICATE SUBSECTION.—Section 5 of Public
Law 89–366 is further amended—

(1) in subsection (a), by striking “(a)” after “(a)”; and

(2) by striking the second subsection (b).

Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*